

**The Commonwealth of Massachusetts**

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**JOURNAL OF THE HOUSE.**



**THURSDAY, JANUARY 13, 2022.**

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# JOURNAL OF THE HOUSE.

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Thursday, January 13, 2021.

Met according to adjournment at eleven o'clock A.M., in an Informal Session, with Mr. Garballey of Arlington in the Chair (having been appointed by the Speaker, under authority conferred by Rule 5, to perform the duties of the Chair).

At the request of the Chair (Mr. Garballey), the members and employees joined with him in reciting the pledge of allegiance to the flag.

Pledge of  
allegiance.

## *Resolutions.*

Resolutions (filed with the Clerk by Mr. Day of Stoneham) congratulating Chief Justice Paula M. Carey on her retirement as Chief Justice of the Trial Court of the Commonwealth, were referred, under Rule 85, to the committee on Rules.

Paula  
Carey.

Mr. Galvin of Canton, for the committee on Rules, reported that the resolutions ought to be adopted. Under suspension of the rules, on motion Ms. Giannino of Revere, the resolutions (reported by the committee on Bills in the Third Reading to be correctly drawn) were considered forthwith; and they were adopted.

## *Communications.*

### Communications

From the Massachusetts Development Finance Agency (MassDevelopment) (see Section 34 of Chapter 23G of the General Laws) submitting its fiscal year 2021 annual report;

MassDevelopment.

From the Executive Office of the Trial Court (see Section 131Y of Chapter 140 of the General Laws) submitting the Extreme Risk Protective Orders (ERPO) calendar year 2021 report;

Extreme risk  
protective  
orders.

From the Executive Office of Health and Human Services (see item 4000-0321 contained in Section 2 of Chapter 24 of the Acts of 2021) submitting the annual and quarterly Contingency Contract Report; and

Contingency  
contract.

From the Massachusetts Department of Transportation (see Chapter 259 of the Acts of 2020) submitting the annual report on the Regional Transit Authority Performance Management Program.

Regional transit,—  
performance  
management.

Severally were placed on file.

## *Reports.*

### Reports

Of the Massachusetts Development Finance Agency (MassDevelopment) and the Massachusetts Cultural Council (under Section 42 of Chapter 23G of the General Laws) submitting the annual report of the Cultural Facilities Fund for fiscal year 2021;

Cultural  
Facilities  
Fund.

Of the Massachusetts Development Finance Agency (MassDevelopment) and the Massachusetts Cultural Council (under Section 46(m) of Chapter 23G of the General Laws) submitting the annual report of the Transformative Development Fund Collaborative Workspace Program for fiscal year 2021 [copies of said report were forwarded to the committee on Ways and Means, the committee on Economic Development and Emerging Technologies and the committee on Labor and Workforce Development as required by statute];

Collaborative workspace program.

Of the Massachusetts Clean Water Trust (under Section 17 of Chapter 29C of the General Laws) for the fiscal year ended June 30, 2021 [copies of said report forwarded to the Speaker of the House and the chair of the committee on Ways and Means as required by statute];

Clean Water Trust.

Of the Department of Unemployment Assistance (under Section 14F of Chapter 151A of the General Laws) submitting the December 2021 Unemployment Insurance Trust Fund Report;

Unemployment Insurance Trust Fund.

Of the Lowell Regional Transit Authority (under Section 8(g) of Chapter 161B of the General Laws) submitting financial statements, supplementary information, and a schedule of expenditures of federal awards and OMB uniform guidance auditors' reports for fiscal year 2021;

Lowell Transit Authority.

Of the Merrimack Valley Regional Transit Authority (under Section 8(g) of Chapter 161B of the General Laws) submitting financial statements, supplementary information, and a schedule of expenditures of federal awards and OMB uniform guidance auditors' reports for fiscal year 2021;

Merrimack Valley Transit Authority.

Of the special commission established (under Section 100 of Chapter 41 of the Acts of 2019 and revived and continued by Section 137 of Chapter 24 of the Acts of 2021) to make an investigation and recommend ways for the Department of Conservation and Recreation to improve the management, operations and asset condition of the natural, cultural and recreational resources held by the department; and

Conservation and recreation.

Of the State Domestic Violence Fatality Review Team (under Section 4 of Chapter 260 of the Acts of 2014) submitting an annual report for the year 2021; and

Domestic violence fatality review.

The first quarterly report of the Executive Office of Public Safety and Security (under Section 2 of Chapter 35 of the Acts of 2021) submitting its Sexual Assault Evidence Collection Kit (SAECK) report for December, 2021.

Sexual assault evidence collection kit.

Severally were placed on file.

### *Petitions.*

Petitions severally were presented and referred as follows:

By Representative D'Emilia of Bridgewater and Senator Pacheco, a joint petition (accompanied by bill, House, No. 4324) of Angelo L. D'Emilia and Marc R. Pacheco (by vote of the town) that the town of Raynham be authorized to grant an additional license for the sale of wine and malt beverages not to be drunk on the premises in said town; and

Raynham,—liquor license.

By the same members, a joint petition (accompanied by bill, House, No. 4325) of Angelo L. D'Emilia and Marc R. Pacheco (by vote of the town) that the town of Raynham be authorized to grant two additional licenses for the sale of all alcoholic beverages not to be drunk on the premises in said town.

Id.

Severally to the committee on Consumer Protection and Professional Licensure.

By Mr. O'Day of West Boylston, a petition (accompanied by bill, House, No. 4326) of James J. O'Day, David Henry Argosky LeBoeuf and Daniel M. Donahue

Worcester,—school committee.

(with the approval of the mayor and city council) relative to school committee elections in the city of Worcester. To the committee on Election Laws.

By the same members, a petition (accompanied by bill, House, No. 4327) of James J. O'Day, David Henry Argosky LeBoeuf and Daniel M. Donahue (with the approval of the mayor and city council) relative to private street betterment assessments in the city of Worcester. To the committee on Municipalities and Regional Government.

Worcester,—  
private streets.

Severally sent to the Senate for concurrence.

Petitions severally were presented and referred as follows.

By Representatives Kushmerek of Fitchburg and Puppolo of Springfield, a petition (subject to Joint Rule 12) of Michael P. Kushmerek, Angelo J. Puppolo, Jr., and others relative to height discrimination.

Height,—  
discrimination.

By Mr. Lombardo of Billerica, a petition (subject to Joint Rule 12) of Marc T. Lombardo and others for legislation to establish a sales tax exemption for at-home COVID-19 tests.

COVID tests,—  
sales tax  
exemption.

By Mr. Ultrino of Malden, a petition (subject to Joint Rule 12) of Steven Ultrino for legislation to further regulate the use of hydrofluorocarbon substitutes.

Hydrofluoro-  
carbon.

By the same member, a petition (subject to Joint Rule 12) of Steven Ultrino for legislation to establish a jury duty exemption for breastfeeding parents.

Jury duty,—  
breastfeeding.

Severally, under Rule 24, to the committee on Rules.

#### *Paper from the Senate.*

A petition of Sean P. Gleason for legislation to designate a certain bridge in the city of Haverhill as the Ted and Mary Murphy Bridge, came from the Senate referred, under the suspension of Joint Rule 12, to the committee on Transportation.

Haverhill,—  
Murphy  
bridge.

The House then concurred with the Senate in the suspension of said rule; and the petition (accompanied by bill, Senate, No. 2617) was referred, in concurrence, to the committee on Transportation.

#### *Reports of Committees.*

By Mr. Galvin of Canton, for the committee on Rules and the committees on Rules of the two branches, acting concurrently, that Joint Rule 12 be suspended on the following petitions:

Petition (accompanied by bill) of William C. Galvin relative to tenant agents. To the committee on Consumer Protection and Professional Licensure.

Tenant  
agents.

Petition (accompanied by bill) of Alice Hanlon Peisch relative to school staffing levels. To the committee on Education.

Schools,—  
staffing levels.

Petition (accompanied by bill) of Danillo A. Sena and others for legislation to further regulate private well water. To the committee on Environment, Natural Resources and Agriculture.

Private wells,—  
regulation.

Joint petition (accompanied by bill) of Natalie M. Blais and Adam G. Hinds for legislation to establish a sick leave bank for Patrick Laughlin, an employee of the Massachusetts Department of Transportation. To the committee on Public Service.

Patrick  
Laughlin,—  
sick leave.

Under suspension of the rules, on motion of Ms. Belsito of Topsfield, the reports were considered forthwith. Joint Rule 12 then was suspended, in each instance. Severally sent to the Senate for concurrence.

By Mr. Honan of Boston, for the committee on Steering, Policy and Scheduling, that the House Bill designating September as PCOS awareness month (House, No. 3735), be scheduled for consideration by the House.

Under suspension of Rule 7A, on motion of Ms. Giannino of Revere, the bill was read a second time forthwith; and it was ordered to a third reading.

By Ms. Decker of Cambridge, for the committee on Public Health, on a petition, a Bill improving child eye health (House, No. 2231).

By the same member, for the same committee, on a petition, a Bill relative to videotaping, audiotaping and photographing persons receiving medical treatment (House, No. 2260).

By the same member, for the same committee, on a petition, a Bill relative to protecting public health and reducing health care costs (House, No. 2262).

By the same member, for the same committee, on Senate, No. 1381 and House, No. 2266, a Bill relative to the board of registration in naturopathy (House, No. 2266).

By the same member, for the same committee, on Senate, No. 1386 and House, No. 2329, a Bill relative to accelerating improvements to the local and regional public health system to address disparities in the delivery of public health services (House, No. 4328).

By the same member, for the same committee, on House, No. 2249, a Bill relative to safe patient handling and mobility in certain health facilities (House, No. 4329).

Severally referred, under Joint Rule 1E, to the committee on Health Care Financing.

By Ms. Decker of Cambridge, for the committee on Public Health, on a petition, a Bill relative to autopsy reports by the medical examiner (House, No. 2314).

By the same member, for the same committee, on Senate, No. 1488 and House, No. 2317, a Bill relative to sexual assault counselor task force (House, No. 4330).

Severally read; and referred, under Rule 33, to the committee on Ways and Means.

#### *Emergency Measure.*

The engrossed Bill authorizing the Division of Capital Asset Management and Maintenance to convey a certain parcel of land to the Claremont Realty Trust in the city of Framingham (see House, No. 4252), having been certified by the Clerk to be rightly and truly prepared for final passage, was considered, the question being on adopting the emergency preamble.

A separate vote was taken, as required by the provisions of Article XLVIII (as amended by Article LXVII) of the Amendments to the Constitution; and the preamble was adopted, by a vote of 4 to 0. Sent to the Senate for concurrence.

Subsequently, the Senate having concurred in adoption of the emergency preamble, the bill (which originated in the House) was passed to be enacted; and it was signed by the acting Speaker and sent to the Senate.

#### *Engrossed Bill.*

The engrossed Bill relative to bidding requirements for a certain affordable housing project in the town of Brookline (see House, No. 4083) (which originated in

PCOS month.

Children,—  
eye health.

Medical  
treatments,—  
taping.

Health care,—  
energy efficiency.

Naturopathy.

Local public  
health,—  
disparities.

Patients,—  
handling  
and mobility.

Autopsy reports,—  
medical examiners.

Sexual assault  
counselors.

Framingham,—  
land.

Bill  
enacted.

the House), having been certified by the Clerk to be rightly and truly prepared for final passage, was passed to be enacted; and it was signed by the acting Speaker and sent to the Senate.

*Orders of the Day.*

The Senate Bill amending the charter of Wheaton College (Senate, No. 2592), reported by the committee on Bills in the Third Reading to be correctly drawn, was read a third time; and it was passed to be engrossed, in concurrence.

Third  
reading  
bill.

The House Bill relative to the election of town meeting members in the town of Arlington at the annual town election (House, No. 3745) (its title having been changed by the committee on Bills in the Third Reading), reported by said committee to be correctly drawn, was read a third time; and it was passed to be engrossed. Sent to the Senate for concurrence.

Id.

*Order.*

On motion of Mr. Mariano of Quincy,—

*Ordered*, That when the House adjourns today, it adjourn to meet on Tuesday next at eleven o'clock A.M.

Next  
sitting.

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Ms. Sabadosa of Northampton then moved that when the House adjourns today, it do so in respect to the memory of Edward A. McColgan, a member of the House from Northampton from 1969 to 1974, inclusive; and the motion prevailed.

Accordingly, at twenty-seven minutes after eleven o'clock A.M., on motion of Mr. Wong of Saugus (Mr. Garballey of Arlington being in the Chair), the House adjourned, to meet the following Tuesday at eleven o'clock A.M., in an Informal Session.